

U.S. Application Serial No. 10/614,436

REMARKS

Applicant would initially like to thank the Examiner for the courtesy telephone interview extended to Applicant's attorney in connection with this Office Action, and for the suggestions made by the Examiner whereby the claims could be distinguished over the prior art, and whereby the claims could be placed in condition for allowance.

1. Section 112 Rejections

Claims 71 and 77 stand rejected under 35 USC 112, second paragraph. However, Applicant has canceled those claims, and therefore, the rejections are no longer applicable.

2. Section 103 Rejections:

Claims 61-63, 72-74, 76, 79 and 80 stand rejected under 35 U.S.C. 103(a) as being unpatentable over an article published by Higgs (Extensions to and refurbishment of Menlyn Park Shopping Centre, Pretoria) (hereinafter "Higgs Article"), in view of Braun.

Claims 65-70 and 78 stand rejected under 35 U.S.C. 103(a) as being unpatentable over the Higgs Article, and in view of Braun and Herzfeld et al.

Claims 71 and 77 stand rejected under 35 U.S.C. 103(a) as being unpatentable over the Higgs Article, and Braun, in view of Foster.

As recommended by the Examiner at the interview, Applicant has attempted to modify the claims by substantially adding the limitations of claims 79 and 80 into the independent claims. For example, claim 61 has been amended to substantially include the limitations of claim 79, and claim 74 has been amended to substantially include the limitations of claim 80. New claim 81 has been added to substantially include the limitations of both claims 79 and 80.

For these reasons, Applicant respectfully submits that the claims should now be in a condition which the Examiner has indicated could be allowable.

Applicant respectfully submits that the above claims are allowable for the following reasons:

a. Claim 61: Applicant respectfully submits that none of the prior art teachings suggest to one of ordinary skill in the art to combine all of the following limitations, which are now specified in claim 61:

a retail shopping structure comprising at least a first building having a roof extending upward to at least a first elevation;

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at least one multi-level parking garage associated with said shopping mall or other complex . . .

a second building for housing a projector . . .

a screen extending upward . . .

. . . at least one bridge connect[ing] said parking garage with said first building;

. . . at least one restaurant and/or other eating establishment from where persons in said restaurant and/or other establishment can view said screen; and

. . . multiple inclined spaces on which cars can be parked for viewing said screen.

b. Claim 74: Applicant respectfully submits that none of the prior art teachings suggest to one of ordinary skill in the art to combine all of the following limitations, which are now specified in claim 74:

a retail shopping structure comprising at least a first building;

at least one multi-level parking garage associated with said shopping mall or other complex . . .

a second building for housing a projector . . .

a screen extending upward . . .

a second parking garage, wherein an events center is provided on top of said second parking garage, and at least one restaurant and/or other eating establishment is provided in association with said events center, such that persons in said restaurant and/or other establishment can view events occurring at said events center.

c. Claim 81: Applicant respectfully submits that none of the prior art teachings suggest to one of ordinary skill in the art to combine all of the following limitations, which are now specified in claim 81:

a retail shopping structure comprising at least a first building;

at least one multi-level parking garage associated with said shopping mall or other complex, wherein said parking garage has a top parking level . . .

a second building for housing a projector . . .

a screen extending upward . . .

wherein said parking garage and said first building are separate structures, and at least one bridge connects said parking garage with said first building;

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said second building has at least one restaurant and/or other eating establishment therein from where persons in said restaurant and/or other establishment can view said screen;

... multiple inclined spaces on which cars can be parked for viewing said screen;

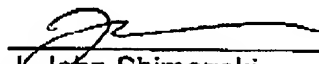
a second multi-level parking garage with an events center provided on top of said second parking garage, and wherein at least one restaurant and/or other eating establishment is provided in association with said events center, such that persons in said restaurant and/or other establishment can view events occurring at said events center; and

wherein a short range radio sound system with at least one transmitter is provided on said parking garage, to provide sound for vehicles parked on said top parking level, wherein said system is adapted for use in connection with a drive in movie theater located on said parking garage.

3. Conclusion:

For all of the above reasons, Applicant respectfully submits that the amended claims are in condition for allowance, and, subject to having an opportunity to amend and correct the drawings, earnestly requests the Examiner to enter a Notice of Allowance in this case.

Respectfully submitted,


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Dated: Feb. 14, '07